United Nations A/57/6 (Prog. 12)

General Assembly

Distr.: General
8 April 2002

Original: English

Fifty-seventh session

# Proposed revisions to the medium-term plan for the period 2002-2005

## Programme 12. Crime prevention and criminal justice

1. The preparation, format and content of the medium-term plan and its revisions are governed by the Regulations and Rules Governing Programme Planning, the Programme Aspects of the Budget, the Monitoring of Implementation and the Methods of Evaluation (ST/SGB/2000/8).

2. Regulation 4.13 provides, inter alia, that the medium-term plan shall be revised as necessary every two years to incorporate required programme changes and that the proposed revisions shall be as detailed as necessary to incorporate the programme implications of the resolutions and decisions adopted by intergovernmental organs and international conferences since the adoption of the plan.

3. The revisions to the medium-term plan for the period 2002-2005 proposed in the annex are as follows: paragraphs 12.1 to 12.3, 12.5, 12.7 and 12.8 are modified to reflect changes resulting from General Assembly resolutions 55/2, 55/25, 55/255, 56/260 and 56/261. The proposed revisions to the medium-term plan will be reviewed by the Commission on Crime Prevention and Criminal Justice at its eleventh session, to be held from 15 to 26 April 2002.

4. The medium-term plan for the period 2002-2005 was adopted by the General Assembly in its resolution 55/234 of 23 December 2000 and issued as document A/55/6/Rev.1. The proposed programme budget for the biennium 2002-2003 is contained in documents A/56/6 and Corr.1 and Add.1 and 2 (Introduction, sects. 1-33 and Income, sects. 1-3). It was revised and approved by the General Assembly in its resolutions 56/253 and 56/254 of 24 December 2001.

5. In the proposed revisions, new text to be inserted appears in boldface type, and text to be deleted appears in strikeout type. An explanation of the changes is provided in italic type within brackets.

02-32057 (E) 060502

# Annex

## Proposed revisions to programme 12, Crime prevention and criminal justice

### Overall orientation

#### Objective

12.1 The overall objective of the programme is to strengthen international cooperation and assistance provided to Governments in tackling crime problems, such as those posed by transnational organized crime, trafficking in persons, economic and financial crime, including money-laundering, corruption, illicit manufacturing of and trafficking in firearms and terrorism in all its forms and manifestations, as well as to promote fair and efficient criminal justice systems. The mandate of the programme is provided in resolutions of the General Assembly and the Economic and Social Council, ~~as well as~~ the recommendations emanating from the Tenth United Nations Congress on the Prevention of Crime and the Treatment of Offenders **and the United Nations Millennium Declaration and the road map towards its implementation (A/56/326)**. *[updated to reflect the Millennium Declaration]*

12.2 Substantive responsibility for the implementation of the programme is vested in the **Centre for International Crime Prevention of the** Office for Drug Control and Crime Prevention. The Centre reports to the Commission on Crime Prevention and Criminal Justice, a functional commission of the Economic and Social Council, and to the General Assembly. *[editorial change]*

#### Strategy

12.3 The strategy for achieving the objectives of the programme will include the following main elements:

(a) Promoting and implementing the outcome of the Tenth United Nations Congress on the Prevention of Crime and the Treatment of Offenders, **especially the Vienna Declaration on Crime and Justice: Meeting the Challenges of the Twenty-first Century and the plans of action for its implementation,** the decisions of the Commission on Crime Prevention and Criminal Justice and the relevant decisions of the Economic and Social Council and the General Assembly; *[updated to reflect General Assembly resolution 56/261]*

(b) Promoting international cooperation and action in dealing with major challenges of global crime, especially transnational organized crime, trafficking in persons, economic and financial crime, including money-laundering, corruption and illicit trafficking in firearms, **particularly through supporting the ratification and future implementation of the United Nations Convention against Transnational Organized Crime and its three protocols, addressing trafficking in persons, smuggling of migrants and illicit manufacturing and trafficking in firearms, as well as facilitating the elaboration of a United Nations Convention against Corruption**; *[updated to reflect General Assembly resolutions 55/2, 55/25, 55/255 and 56/260]*

(c) Promoting the rule of law, fair and efficient criminal justice systems, effective crime prevention, prison reform **and** the independence of judicial and prosecutorial authorities~~, the~~ **as well as** juvenile justice **systems** and restorative justice approaches, in particular to assist Governments in protecting vulnerable adolescent groups from being recruited by organized criminals; *[editorial change]*

(d) Supporting Governments in their efforts to deal with crime and justice matters, with the focus on global criminal threats, through the provision of advisory services and other forms of technical cooperation to Governments, at their request;

(e) Assisting Governments in their national and multilateral efforts to respond to changing crime trends, as well as to create the necessary instruments and institutions for a more accountable, transparent and effective crime prevention and control system; and disseminating expertise in the effective and humane handling of offences, offenders and victims;

(f) Contributing to the prevention of international terrorism in all its forms and manifestations by **promoting the ratification and implementation of legal instruments against terrorism and by raising public awareness of the nature and scope of international terrorism and its**

**relationship to crime, including organized crime;** *[updated to reflect General Assembly resolutions 55/2 and 56/261]*

(g) Supporting the development of a global policy on crime prevention and criminal justice matters;

(h) Continuing to develop **and refine**, in consultation with Member States, **as well as to implement** ~~an~~ effective ~~global~~ **programmes** for technical cooperation to assist in fighting corruption, **transnational organized crime, trafficking in human beings and terrorism in all its forms and manifestations;** *[updated to reflect General Assembly resolutions 55/2, 56/123, 56/261]*

**(i) Supporting Governments in devising effective strategies and establishing appropriate legislative, administrative and regulatory regimes against money-laundering;** *[updated to reflect General Assembly resolutions 55/2, 55/25 and 56/261]*

**(j) Directing research towards the complexities of cybercrime, particularly on modalities of international cooperation to deal with it;** *[updated to reflect General Assembly resolutions 55/2 and 56/261]*

~~(i)~~**(k)** Supporting Governments in addressing the root causes of crimes;

~~(j)~~**(l)** Emphasizing and enhancing ~~the~~ prevention and rehabilitation **programmes**; *[editorial change]*

~~(k)~~**(m)** Urging increased donor cooperation;

**(n) Pursuing increased synergy and coordination of efforts with the United Nations International Drug Control Programme, as well as with the World Bank and the International Monetary Fund (IMF), particularly in the effort to address issues related to money-laundering and the links between organized crime, illicit drug trafficking and terrorism in all its forms and manifestations; with the Department of Economic and Social Affairs, the United Nations Development Programme (UNDP), the Organisation for Economic Cooperation and Development, the World Bank, IMF and other relevant intergovernmental organizations in the effort to address corruption; and with the Department of Peacekeeping Operations, UNDP and the Office of the United Nations High Commissioner for Refugees on promoting the rule of law.** *[updated to reflect General Assembly resolution 56/123]*

12.5 As part of the multifaceted measures to implement the strategy, **in addition to promoting the ratification of the Convention against Transnational Organized Crime and its protocols and assisting in the negotiation of a Convention against Corruption, the programme** ~~will assist Governments to implement the United Nations convention against transnational organized crime currently being drafted and the protocols thereto. In addition, it will assist in the development of new international legal instruments to combat corruption. It~~ will address in a consolidated manner the creation and dissemination of scientific knowledge, the acquisition and compilation of expertise and the provision of technical cooperation to Governments upon request. A particular focus of technical cooperation will be on strengthening the human and institutional capacities of Member States, including providing training opportunities for criminal justice personnel in synergy with the United Nations Crime Prevention and Criminal Justice Programme network institutes. *[editorial changes]*

**Expected accomplishments**

12.7 Expected accomplishments would include:

(a) The ~~adoption and~~ entry into force, with the assistance of the Centre at the request of Governments, of the United Nations Convention against Transnational Organized Crime and the protocols thereto, **as well as progress in their implementation, under the guidance of the Conference of Parties;** *[updated to reflect General Assembly resolutions 55/25 and 55/255]*

**(b) The successful negotiation and adoption of the United Nations Convention against Corruption;** *[updated to reflect General Assembly resolution 56/260]*

~~(b)~~**(c)** The expansion of global knowledge of and expertise to deal with crime problems such as those posed by transnational organized crime, trafficking in persons, economic and financial crime, including money-laundering, corruption, illicit manufacturing and trafficking in firearms and terrorism in all its forms and manifestations, as well as to promote fair and efficient criminal justice systems;

~~(c)~~**(d)**The enhanced capacity of Member States to respond at the national, regional and international levels to crime problems such as those posed by transnational organized crime, trafficking in persons, economic and financial crime, including money-laundering, corruption, illicit manufacturing and trafficking in firearms, and terrorism in all its forms and manifestations, as well as to promote fair and efficient criminal justice systems;

**(e) An enhanced level of concerted action against international terrorism in all its forms and manifestations and increased accession to and implementation of the 12 international conventions and protocols against international terrorism in all its forms and manifestations.** *[updated to reflect General Assembly resolutions 55/2 and 56/261]*

**Indicators of achievement**

12.8 Indicators of achievements would include:

(a) The number of Member States requesting and receiving assistance in signing or ratifying **and implementing** the United Nations Convention against Transnational Organized Crime and the protocols thereto; *[editorial change]*

**(b) The number of Member States requesting and receiving assistance in signing or ratifying and implementing the 12 conventions and protocols against international terrorism in all its forms and manifestations;** *[updated to reflect General Assembly resolutions 55/2 and 56/261]*

**(c) Quality of support provided to the Ad Hoc Committee for the Negotiation of a Convention against Corruption;** *[updated to reflect General Assembly resolution 56/260]*

~~(b)~~**(d)**Best practices and information disseminated, research undertaken and new techniques developed and shared among Member States to respond to crime problems as well as to promote fair and efficient criminal justice systems;

~~(c)~~**(e)**The number of countries requesting and receiving technical assistance, as well as the development of plans to enhance the capacity of Member States to respond at the national, regional and international levels in order to respond to crime problems as well as to promote fair and efficient criminal justice systems;

~~(d)~~**(f)**The quality and accessibility of databases maintained by the Centre;

~~(e)~~**(g)**Improved technical assistance in addressing crime problems and an increase in the number of trained criminal justice personnel.

## Legislative mandates

*General Assembly resolutions*

| | |
|---|---|
| ~~50/145~~ | ~~Ninth United Nations congress on the Prevention of Crime and the Treatment of Offenders~~ |
| **51/59** | **Action against corruption** |
| ~~54/125~~ | ~~Tenth United Nations Congress on the Prevention of Crime and the Treatment of Offenders~~ |
| ~~54/126~~ | ~~Draft United Nations Convention against Transnational Organized Crime and the draft protocols thereto~~ |
| ~~54/127~~ | ~~Activities of the Ad Hoc Committee on the Elaboration of a Convention against Transnational Organized Crime: illicit manufacturing of and trafficking in firearms, their parts and components and ammunition, as well as consideration of the need to develop an instrument on the illicit manufacturing of and trafficking in explosives~~ |
| ~~54/129~~ | ~~High-level Political Signing Conference for the United Nations Convention against Transnational Organized Crime~~ |
| **55/2** | **United Nations Millennium Declaration** |
| **55/25** | **United Nations Convention against Transnational Organized Crime** |
| **55/255** | **Protocol against the Illicit Manufacturing of and Trafficking in Firearms, Their Parts and Components and Ammunition, Supplementing the United Nations Convention against Transnational Organized Crime** |
| **55/59** | **Vienna Declaration on Crime and Justice: Meeting the Challenges of the Twenty-first Century** |
| **55/60** | **Follow-up to the Tenth United Nations Congress on the Prevention of Crime and the Treatment of Offenders** |
| **55/61** | **International legal instrument against corruption** |
| ~~54/110~~ **56/88** | Measures to eliminate international terrorism |
| **56/95** | **Follow-up to the outcome of the Millennium Summit** |
| **56/119** | **Role, function, periodicity and duration of the United Nations congresses on the prevention of crime and the treatment of offenders** |
| **56/120** | **Action against transnational organized crime: assistance to States in capacity-building with a view to facilitating the implementation of the United Nations Convention against Transnational Organized Crime and the Protocols thereto** |
| ~~54/130~~ **56/122** | African Institute for the Prevention of Crime and the Treatment of Offenders |

| | |
|---|---|
| **56/123** | **Strengthening the United Nations Crime Prevention and Criminal Justice Programme, in particular its technical cooperation capacity** |
| **56/186** | **Preventing and combating corrupt practices and transfer of funds of illicit origin and returning such funds to the countries of origin** |
| **56/260** | **Terms of reference for the negotiation of an international legal instrument against corruption** |
| **56/261** | **Plans of action for the implementation of the Vienna Declaration on Crime and Justice: Meeting the Challenges of the Twenty-first Century** |

*Security Council resolutions*

**1373 (2001) concerning anti-terrorism measures**

**1377 (2001) concerning the global effort to combat terrorism**

*Economic and Social Council resolutions*

| | |
|---|---|
| **2000/14** | **Basic principles on the use of restorative justice programmes in criminal matters** |
| **2000/15** | **Implementation of the Declaration of Basic Principles of Justice for Victims of Crime and Abuse of Power** |
| **2001/11** | **Action to promote effective community-based crime prevention** |
| **2001/12** | **Illicit trafficking in protected species of wild flora and fauna** |
| **2001/13** | **Strengthening international cooperation in preventing and combating the transfer of funds of illicit origin, derived from acts of corruption, including the laundering of funds, and in returning such funds** |